

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

RYDEX TECHNOLOGIES, LLC, Plaintiff, v. BAXTER INTERNATIONAL, INC., Defendant.	Civil Action No. 13-664-RGA
RYDEX TECHNOLOGIES, LLC, Plaintiff, v. CAREFUSION CORPORATION, Defendant.	Civil Action No. 13-665-RGA
RYDEX TECHNOLOGIES, LLC, Plaintiff, v. HAEMONETICS CORPORATION, Defendant.	Civil Action No. 13-667-RGA
RYDEX TECHNOLOGIES, LLC, Plaintiff, v. HOSPIRA, INC., Defendant.	Civil Action No. 13-668-RGA

**DEFENDANTS' NOTICE OF SUPPLEMENTAL AUTHORITY IN SUPPORT OF
THEIR MOTION FOR SUMMARY JUDGMENT OF NONINFRINGEMENT**

Pursuant to L.R. 7.1.2(b), Defendants Baxter International, Inc., CareFusion Corporation, Haemonetics Corporation and Hospira, Inc. (collectively, “Defendants”) write to inform the Court of the judgment of affirmance recently issued by the United States Court of Appeals for the Federal Circuit in *Rydex, Ltd. v. Ford Motor Co.*, No. 2013-1462; 2013-1463. The Federal Circuit affirmed without an opinion the claim construction order and final judgment from Judge Gilmore of the United States District Court for the Southern District of Texas. Judge Gilmore’s claim construction order was cited on pages 11-12 of Defendants’ Opening Brief in Support of Their Motion for Summary Judgment of Noninfringement and on pages 4-5 of their Reply Brief in Further Support of Their Motion for Summary Judgment of Noninfringement. A copy of the Federal Circuit’s judgment is attached hereto as Exhibit A.

Dated: February 24, 2015

POTTER ANDERSON & CORROON LLP

By: /s/ Philip A. Rovner
Philip A. Rovner (#3215)
Jonathan A. Choa (#5319)
Alan R. Silverstein (#5066)
Hercules Plaza
P.O. Box 951
Wilmington, DE 19899
(302) 984-6000
provner@potteranderson.com
jchoa@potteranderson.com
asilverstein@potteranderson.com

*Attorneys for Defendant
Baxter International, Inc.*

DLA PIPER LLP (US)

Of Counsel:

John Allcock
Richard Mulloy
Jesse Hindman
Tiffany Miller
DLA PIPER LLP (US)
401 B Street, Suite 1700
San Diego, CA 94201-4297
(619) 699-2700

By: /s/ Denise S. Kraft
Denise S. Kraft (#2778)
Brian A. Biggs (#5591)
1201 N. Market Street, Suite 2100
Wilmington, DE 19801
(302) 468-5700
denise.kraft@dlapiper.com
brian.biggs@dlapiper.com

*Attorneys for Defendant
CareFusion Corporation*

MORRIS, NICHOLS, ARSHT & TUNNELL
LLP

Of Counsel:

Deepro Mukerjee
Christopher L. McArdle
ALSTON & BIRD LLP
90 Park Avenue, 12th Floor
New York, NY 10016-1387
(212) 210-9400

By: /s/ Rodger D. Smith II
Rodger D. Smith II (#3778)
1201 North Market Street
P.O. Box 1347
Wilmington, DE 19899-1347
(302) 351-9200
rsmith@mnat.com

*Attorneys for Defendant
Haemonetics Corporation*

Kamran Jivani
ALSTON & BIRD LLP
One Atlantic Center
1201 West Peachtree Street
Atlanta, GA 30309
(404) 881-7000

MORRIS JAMES LLP

Of Counsel:

Bradford P. Lyerla
Benjamin J. Bradford
JENNER & BLOCK LLP
353 N. Clark Street
Chicago, IL 60654
(312) 222-9350

By: /s/ Mary B. Matterer
Richard K. Herrmann (#405)
Mary B. Matterer (#2696)
500 Delaware Avenue, Suite 1500
P.O. Box 2306
Wilmington, DE 19899-2306
(302) 888-6800
mmatterer@morrisjames.com

*Attorneys for Defendant
Hospira, Inc.*